

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Vadim R. Viviani and Yoshihiro Ohmiya

Continuation Application of

Application No.: 09/516,958

Filed: March 1, 2000

For: NUCLEIC ACID MOLECULES ENCODING RED AND GREEN EMITTING
LUCIFERASES

Date: <u>November 14, 2001</u> EXPRESS MAIL LABEL NO. <u>9V005367542US</u>

REMARKS

Box PATENT APPLICATION

Assistant Commissioner for Patents

Washington, D.C. 20231

Sir:

The above-captioned application is a continuation of application number 09/516,958 filed on March 1, 2000 to which priority is claimed under 35 U.S.C. §120.

The related applications paragraph has been revised to include the priority application information. No new matter has been added.

Claims 1-5 are new.

Request to Delete Figures 1 and 2 in view of Sequence Listing Submission

Applicants respectfully request that Figures 1A-1C and Figures 2A-2C be deleted in view of the sequence listing filed on February 5, 2001 in application 09/516,958. The information is duplicative. Upon approval of the cancellation, Applicants will amend the specification to reflect the cancellation and subsequent renumbering of Figure 3.

Request for Correction of Sequence Listing

A request for correction of the sequence listing was filed in application 09/516,958 but a decision has not yet been reached at the time of filing this application. A similar request is being filed concurrently.

Respectfully submitted,

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Dated: November 14, 2001

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